(22)

HIGH COURT OF CHHATTISGARH AT BILASPUR

M.A.(C) No. 358/2007

Single Bench:		**Hon'ble Shri Dilip Raosaheb Deshmukh, J.**
Appellant Claimant	:	Rakesh Kumar Patwa S/o Ramlal, aged about 25 years, R/o Rambagh, Dhamtari, Tahsil and District Dhamtari (CG)
		VERSUS
Respondents Non-claimants	: 1.	Bhushan Sahu S/o Shri Radheshyam Sahu, R/o Gokulpur Dhamtari, Tahsil and District Dhamtari (CG)
	2.	The Branch Manager, The United India Insurance Company Ltd. Krushna Complex, 1st Floor, Kachhari Chowk, Raipur (CG)

Present: Shri Sunil Sahu, learned counsel for the appellant.

ORAL ORDER
(Passed on 23rd March, 2007)

1. Heard on I.A. No. 01/2007 condonation of delay of 445 days in preferring this miscellaneous appeal.

2. The award was passed by the learned M.A.CT., Dhamtari on 17.8.2005. The appellant herein was duly represented by the counsel. Copy of the award was applied for on 23.8.2005 and was received on 29.8.2005. However, thereafter, the appeal was filed as late as on 13.3.2007. The only ground mentioned by the appellant in the application is that the appellant met with the lower Court counsel for the first time in the month of February, 2007 and came to know that the appeal has not been filed. This in no manner constitutes sufficient ground for condonation of delay. The appellant remained in complete slumber for a period of a year and half after receiving the copy of the award. The affidavit of the appellant is also silent. The affidavit of the counsel who represented the appellant in the lower Court has also not been filed. Thus, no ground for condoning the delay is made out.

3. I.A. No. 01/2007 for condonation of delay is dismissed. As a result, this miscellaneous appeal also stands dismissed.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Priya